FILED IN THE U.S. DISTRICT COURT EASTERN DISTRICT OF WASHINGTON William D. Hyslop United States Attorney JAN 2 2 2020 Eastern District of Washington Patrick J Cashman SEAN F. McAVOY, CLERK SPOKANE, WASHINGTON Assistant United States Attorney Post Office Box 1494 Spokane, WA 99210-1494 5 Telephone: (509) 353-2767 6 UNITED STATES DISTRICT COURT 7 FOR THE EASTERN DISTRICT OF WASHINGTON 8 UNITED STATES OF AMERICA, 2:20-CR-6-WFN 9 Plaintiff, INDICTMENT 10 V. 11 Vio: 26 U.S.C. §§ 5841, 5861(d), 5871 Possession of Unregistered KENT KIMBERLING, 12 Destructive Devices 13 Defendant. Forfeiture Allegation 14 18 U.S.C. § 924, 49 U.S.C. 15 § 80303, 26 U.S.C. § 5872, 28 U.S.C. §2461 16 17 The Grand Jury charges: 18 On or about August 6, 2019, in the Eastern District of Washington, the 19 Defendant, KENT KIMBERLING, did knowingly possess a firearm, to wit: 20 a red, white, and blue, cannon destructive device having a bore diameter in 21 excess of one-half inch; and 22 an improvised explosive projectile further described as a small metal 23 compressed carbon dioxide gas cartridge and soda can; 24 not registered to the Defendant in the National Firearms Registration and Transfer 25 26 Record, in violation of 26 U.S.C. §§ 5841, 5861(d), 5871. 27

**INDICTMENT - 1** 

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## NOTICE OF CRIMINAL FORFEITURE

The allegations contained in this Indictment are hereby realleged and incorporated by reference for the purpose of alleging forfeitures.

Pursuant to 49 U.S.C. § 80303, 26 U.S.C. § 5872 and 28 U.S.C. § 2461, upon conviction of an offense in violation of 26 U.S.C. §§ 5841, 5861(d), 5871, as set forth in this Indictment, the Defendant, KENT KIMBERLING, shall forfeit to the United States of America, any property involved or used in the commission of the offense, including, but not limited to the following:

- a red, white, and blue, cannon destructive device having a bore diameter in excess of one-half inch; and
- an improvised explosive projectile further described as a small metal compressed carbon dioxide gas cartridge and soda can.

Dated: January 22, 2020.

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William D. Hyslop United States Attorney

Patrick J. Cashman

Assistant United States Attorney